CF-806

(1)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

(7)

WRIT PETITION NO. 3962/2003

PETITIONERS : 1) Pramod Kumar Singh
S/O Jagannath Singh
Aged about 40 years,
Upper Division Teacher
Higher Secondary School-
Balod, Distt. Durg (C.G.)

2) Amod Kumar Singh,
S/O Jagannath Singh
Aged about 35 years
Upper Division Teacher,
Govt. High School Dallirajhara
Durg, Distt. Durg (C.G.)

3) Kalyan Das
S/O Shivcharan Das
Aged about 35 years,
Upper Division Teacher,
Govt. Higher Secondary School
Balod, Distt. Durg (C.G.)

4) Punaram Thakur, S/O Vishal
Singh Thakur, age 35 years
Govt. High School Balod,
Distt. Durg (C.G.)

5) Sudeep Kumar Sahu,
S/O Pyare Lal, aged 35 years &
R/o parras ward Balod Distt. Durg (C.G.)

6) Smt. Sangeeta Meshram
D/O Radhey Lal, age 36 years
Govt. High School, Dundera
Distt. Rajnandgaon (C.G.)

शपथ आयुक्त
एन.के शुक्ला
बिलासपुर (छ.ग.)
बिलासपुर तहसील कोर्ट
2697113

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Clerk to A. G. Bilaspur

P. R. No. 3756/03
Presented by Shri Vikas Tikamdani
dated 28-11-03

Contd.....2

(3)

7) Mohan Lal Gagendra,
S/O Shri Kriparam, age 35 years,
Govt. High School Jhalmala,
Distt. Durg (C.G.)

8) Madhav Singh, S/O Nagina Singh
Aged about 36 years,
Laxmibai Higher Secondary
School, Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1) State of Chhattisgarh
Through:The Secretary
Education Department,
D.K.S. Bhawan, Raipur (C.G.)

2) The Joint Director
Lok Shikshan Raipur,Division
Raipur (C.G.)

WRIT PETITION UNDER ARTICEL 226/227 OF THE CONSTITUTION OF INDIA

01) PARTICULARS OF THE PETITIONER :

XI-HC-78

(39)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P. 3962/ ..... **सन् 2003**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

4-5-2005

On a mention being made, the matter is taken up for hearing.

Mr. Virendra Sharma, counsel for the petitioners.

Mr. Sandeep Dubey, Govt. Advocate for the State/respondents.

Heard both the counsel.

The petitioners have preferred this writ petition under Article 226/227 of the Constitution of India, seeking relief that the respondents be directed to grant increments and give seniority to the petitioners according to the initial appointment.

The case of the petitioners is that the petitioners were appointed as Upper Division Teachers by the Education Department on probation for two years with a fixed salary of Rs.1,400/- per month vide Annexures P-1 to P-5, and after two years their services were regularized, but the probation period was not counted for their seniority and pay scale. However, similarly situated persons namely, Harish Chandra Singh & four others filed original application before the State Administrative Tribunal, and the SAT vide order Annexure P-6 directed the State Government to grant regular pay scale and allowances from the date of their initial appointment, and also allowed 12% interest on the arrears. But, the case of the petitioners is not being considered and decided by the respondents as the petitioners have not approached the

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(40)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... W.P. 3962/ ..... **सन् 2003**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

In the circumstances, learned counsel for the petitioners submits that the petitioners may be allowed to make a representation to respondent No.2, and in turn, respondent No.2 be directed to decide the same within three months, in accordance with law, to which learned Govt. Advocate for the State/respondents has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and looking to the limited request made by learned counsel for the petitioners, it is just and fair to allow the petitioners to make a representation to respondent No.2 within 15 days from today, and in turn, respondent No.2 ~~should be~~ directed to decide the same within three months from the date of receipt of the representation after considering the same in an objective manner, in accordance with law. Ordered accordingly.

With the direction aforesaid the petition stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.BHADOO
Judge

Soma